

COMMONWEALTH OF KENTUCKY
BEFORE THE PUBLIC SERVICE COMMISSION

In the Matter of:

ELECTRONIC APPLICATION OF BIG RIVERS)	
ELECTRIC CORPORATION FOR A CERTIFICATE)	
OF PUBLIC CONVENIENCE AND NECESSITY)	CASE NO.
AUTHORIZING THE CONVERSION OF THE)	2021-00079
GREEN STATION UNITS TO NATURAL GAS-)	
FIRED UNITS AND AN ORDER APPROVING THE)	
ESTABLISHMENT OF A REGULATORY ASSET)	

ORDER

On March 1, 2021, Big Rivers Electric Corporation (BREC) filed an application requesting a Certificate of Public Convenience and Necessity to convert a coal-fired generating station to natural gas and approval to establish a regulatory asset to defer the recognition of certain costs. BREC requests the Commission issue a final Order in this proceeding on or before June 29, 2021.

On its own motion, the Commission finds that a procedural schedule should be established for the orderly processing of this matter. The procedural schedule is attached as an Appendix to this Order.

IT IS THEREFORE ORDERED that:

1. The procedural schedule set forth in the Appendix to this Order shall be followed.
2. Any party filing a paper with the Commission shall file an original in paper medium and an electronic copy in accordance with the electronic filing procedures set forth in 807 KAR 5:001, Section 8. The original in paper medium shall be appropriately

bound, tabbed, and indexed. Electronic documents shall be in portable document format (PDF), shall be searchable, and shall be appropriately bookmarked. The Commission directs the parties to the Commission's March 16, 2020 and March 24, 2020 Orders in Case No. 2020-00085¹ regarding filings with the Commission. The Commission expects the original documents to be filed with the Commission within 30 days of the lifting of the current state of emergency.

3. As set forth in 807 KAR 5:001, Section 4(11)(a), a person requesting permissive intervention in a Commission proceeding is required to demonstrate either (1) a special interest in the proceeding which is not adequately represented in the case, or (2) that the person requesting permissive intervention is likely to present issues or develop facts that will assist the Commission in fully considering the matter without unduly complicating or disrupting the proceedings. Further, KRS 278.040(2) requires that a person seeking intervention must have an interest in the rates or service of a utility, as those are the only matters that are subject to the Commission's jurisdiction. Therefore, any person requesting to intervene in a Commission proceeding must state with specificity the person's special interest that is not otherwise adequately represented, or the issues and facts that the person will present that will assist the Commission in fully considering the matter. A mere recitation of the quantity of utility service consumed by the movant or a general statement will not be deemed sufficient to establish a special interest. In addition, any motion to intervene filed after the date established in the

¹ Case No. 2020-00085, *Electronic Emergency Docket Related to the Novel Coronavirus COVID-19* (Ky. PSC Mar. 16, 2020), Order at 5–6. Case No. 2020-00085, *Electronic Emergency Docket Related to the Novel Coronavirus COVID-19* (Ky. PSC Mar. 24, 2020), Order at 1–3.

procedural schedule shall also show good cause for being untimely. If the untimely motion is granted, the movant shall accept and abide by the existing procedural schedule.

4. BREC shall give notice of the hearing in accordance with the provisions set forth in 807 KAR 5:001, Section 9(2). In addition, the notice of hearing shall include the following statement: "This hearing will be streamed live and may be viewed on the PSC website, psc.ky.gov." At the time publication is requested, BREC shall forward a duplicate of the notice and request to the Commission.

5. At any public hearing in this matter, neither opening statements nor summarization of direct testimonies shall be permitted.

6. Pursuant to KRS 278.360 and 807 KAR 5:001, Section 9(9), a digital video recording shall be made of the hearing.

7. The Commission does not look favorably upon motions for continuance. Accordingly, motions for extensions of time with respect to the schedule herein shall be made in writing and will be granted only upon a showing of good cause.

By the Commission

ENTERED
MAR 05 2021
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KENTUCKY PUBLIC
SERVICE COMMISSION

ATTEST:



Executive Director for

Case No. 2021-00079

APPENDIX

APPENDIX TO AN ORDER OF THE KENTUCKY PUBLIC SERVICE
COMMISSION IN CASE NO. 2021-00079 DATED MAR 05 2021

Last day for intervention requests to be accepted.....	03/15/2021
All initial requests for information to BREC shall be filed no later than.....	03/17/2021
BREC shall file responses to initial requests for information no later than.....	03/26/2021
All supplemental requests for information to BREC shall be filed no later than	04/08/2021
BREC shall file responses to supplemental requests for information no later than	04/16/2021
Intervenor testimony, if any, in verified prepared form shall be filed no later than	04/21/2021
All requests for information to Intervenors shall be filed no later than.....	04/30/2021
Intervenors shall file responses to requests for information no later than.....	05/12/2021
BREC shall file, in verified form, its rebuttal testimony no later than	05/14/2021
Last day for BREC to publish notice of hearing.....	To be scheduled
Public Hearing to be held in the Richard Raff Hearing Room at the offices of the Public Service Commission at 211 Sower Boulevard, Frankfort, Kentucky, for the purpose of cross-examination of witnesses of BREC and Intervenors.....	To be scheduled
Post-Hearing Briefs, if any.....	To be scheduled

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